

AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Centre: CIVIL ACTION NO. 1:01-CV-00749

6
5/10/01
TS
RAMBO/MS.

I, Francis M. Dougherty being duly sworn, depose and say:

(1) I am employed as Business Manager at SCI - Rockview.
I have served in that capacity since December 22, 1991.

(2) The plaintiff, MICHAEL J. POTOPOWICZ Reg. No. DS-8353
is presently incarcerated at the said institution.

(3) The following is a listing of assets at the said institution belonging to plaintiff:

a. Prison account

1. Present balance:	\$	<u>56.53</u>
2. Total amount of deposits during six months preceding the filing of the complaint:	\$	<u>409.26</u>
3. Average monthly balance:	\$	<u>8.17</u>
4. Average monthly deposits:	\$	<u>68.21</u>

b. Employment

1. Institution employment:	\$	<u>37.56</u>
2. Average monthly deposits:	\$	<u>6.26</u>

c. Other resources:PERSONAL GIFTS, REFUNDS

(4) I have attached a true and correct copy of the record of the transactions of the prisoner's account which occurred within the six months preceding the filing of the complaint.

(5) The above information set forth in this affidavit is true and correct to the best of my knowledge, information and belief.

Francis M. Dougherty

Francis M. Dougherty, Business Manager

FILED
SCRANTON

MAY 10 2001

PER [Signature]
DEPUTY CLERK

MICHAEL J. POTOPOWICZ, DS-8353

AVERAGE MONTHLY BALANCE

DAY	ACCOUNT BALANCE	DAY	ACCOUNT BALANCE	DAY	ACCOUNT BALANCE	DAY	ACCOUNT BALANCE	DAY	ACCOUNT BALANCE	DAY	ACCOUNT BALANCE	DAY	ACCOUNT BALANCE	DAY	ACCOUNT BALANCE	6 MONTH AVERAGE
11/5/00	\$ (16.05)	12/5/00	\$ (10.21)	1/5/01	\$ (14.91)	2/5/01	\$ 2.80	3/5/01	\$ 0.71	4/5/01	\$ (13.95)					
11/6/00	(16.05)	12/6/00	\$ (10.21)	1/6/01	\$ (14.91)	2/6/01	\$ 2.80	3/6/01	\$ 0.71	4/6/01	\$ (13.95)					
11/7/00	33.95	12/7/00	\$ (10.21)	1/7/01	\$ (14.91)	2/7/01	\$ 2.80	3/7/01	\$ 0.71	4/7/01	\$ (13.95)					
11/8/00	33.95	12/8/00	\$ (10.21)	1/8/01	35.09	2/8/01	\$ 2.80	3/8/01	\$ 0.71	4/8/01	\$ (13.95)					
11/9/00	33.95	12/9/00	\$ (10.21)	1/9/01	7.30	2/9/01	\$ 2.80	3/9/01	\$ 0.71	4/9/01	\$ (13.95)					
11/10/00	33.95	12/10/00	\$ (10.21)	1/10/01	7.30	2/10/01	\$ 2.80	3/10/01	\$ 0.71	4/10/01	\$ (13.95)					
11/11/00	33.95	12/11/00	\$ 53.47	1/11/01	7.30	2/11/01	\$ 2.80	3/11/01	\$ 0.71	4/11/01	\$ 36.05					
11/12/00	33.95	12/12/00	4.92	1/12/01	7.30	2/12/01	\$ 11.56	3/12/01	\$ 0.71	4/12/01	\$ 34.05					
11/13/00	49.07	12/13/00	4.92	1/13/01	7.30	2/13/01	\$ 11.56	3/13/01	\$ 0.71	4/13/01	\$ 34.05					
11/14/00	15.78	12/14/00	4.92	1/14/01	7.30	2/14/01	\$ 11.56	3/14/01	\$ 0.71	4/14/01	\$ 34.05					
11/15/00	15.78	12/15/00	4.92	1/15/01	7.30	2/15/01	\$ 11.56	3/15/01	\$ 0.71	4/15/01	\$ 34.05					
11/16/00	(0.69)	12/16/00	4.92	1/16/01	13.65	2/16/01	\$ 11.56	3/16/01	\$ 0.71	4/16/01	\$ 8.21					
11/17/00	(0.69)	12/17/00	4.92	1/17/01	13.65	2/17/01	\$ 11.56	3/17/01	\$ 0.71	4/17/01	\$ 4.40					
11/18/00	(0.69)	12/18/00	4.92	1/18/01	13.65	2/18/01	\$ 11.56	3/18/01	\$ 0.71	4/18/01	\$ 4.40					
11/19/00	(0.69)	12/19/00	2.34	1/19/01	13.65	2/19/01	\$ 11.56	3/19/01	\$ 0.71	4/19/01	\$ 0.11					
11/20/00	(0.69)	12/20/00	2.34	1/20/01	13.65	2/20/01	\$ 11.56	3/20/01	\$ 0.71	4/20/01	\$ 0.11					
11/21/00	(0.69)	12/21/00	2.34	1/21/01	13.65	2/21/01	\$ 11.56	3/21/01	\$ 0.71	4/21/01	\$ 0.11					
11/22/00	(0.69)	12/22/00	2.34	1/22/01	13.65	2/22/01	\$ 11.56	3/22/01	\$ 0.71	4/22/01	\$ 0.11					
11/23/00	(0.69)	12/23/00	2.34	1/23/01	13.65	2/23/01	\$ 11.56	3/23/01	\$ 0.71	4/23/01	\$ 0.11					
11/24/00	(0.69)	12/24/00	2.34	1/24/01	13.65	2/24/01	\$ 11.56	3/24/01	\$ 0.71	4/24/01	\$ 0.11					
11/25/00	(0.69)	12/25/00	2.34	1/25/01	13.65	2/25/01	\$ 11.56	3/25/01	\$ 0.71	4/25/01	\$ 0.11					
11/26/00	(0.69)	12/26/00	2.34	1/26/01	13.65	2/26/01	\$ 11.56	3/26/01	\$ 0.71	4/26/01	\$ 0.11					
11/27/00	49.31	12/27/00	(4.06)	1/27/01	13.65	2/27/01	\$ 11.56	3/27/01	\$ 0.71	4/27/01	\$ 100.11					
11/28/00	0.64	12/28/00	(4.06)	1/28/01	13.65	2/28/01	\$ 11.56	3/28/01	\$ 0.71	4/28/01	\$ 100.11					
11/29/00	0.64	12/29/00	(4.06)	1/29/01	13.65	3/1/01	\$ 0.71	3/29/01	\$ 0.71	4/29/01	\$ 100.11					
11/30/00	0.64	12/30/00	(4.06)	1/30/01	13.65	3/2/01	\$ 0.71	3/30/01	\$ 0.71	4/30/01	\$ 100.11					
12/1/00	0.64	12/31/00	(4.06)	1/31/01	13.65	3/3/01	\$ 0.71	3/31/01	\$ 0.71	5/1/01	\$ 75.77					
12/2/00	0.64	1/1/01	(4.06)	2/1/01	2.80	3/4/01	\$ 0.71	4/1/01	\$ 0.71	5/2/01	\$ 75.77					
12/3/00	0.64	1/2/01	(4.06)	2/2/01	2.80	-	-	4/2/01	(10.14)	5/3/01	\$ 39.98					
12/4/00	(10.21)	1/3/01	(4.06)	2/3/01	2.80	-	-	4/3/01	(10.14)	5/4/01	\$ 56.53					
		1/4/01	(14.91)	2/4/01	2.80	-	-	4/4/01	(10.14)							
AVG	\$ 9.28		\$ (0.07)		\$ 8.74		\$ 7.06		\$ (0.34)		\$ 24.35		\$ 8.17			

8.1718817

MICHAEL J. POTOPOWICZ, DS-8353

AVERAGE MONTHLY DEPOSITS

DATE	INST	EMP	OTHER	TOTAL
11/7/00	\$ -		\$ 50.00	\$ 50.00
11/13/00		15.12	-	15.12
11/27/00		-	50.00	50.00
12/11/01		13.68	50.00	63.68
1/8/01		-	50.00	50.00
2/12/01		8.76		8.76
4/11/01			50.00	50.00
4/27/01			100.00	100.00
5/4/01		-	21.70	21.70
TOTALS	\$ 37.56	\$ 371.70	\$ 409.26	
AVG	\$ 6.26		\$ 68.21	

PA DEPT. OF CORRECTIONS
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INMATE ACCOUNTS SYSTEM
PARTIAL ACCOUNT LISTING
FROM PURGE FILE

RUN IAS365
DATE 5/04/2001
PAGE 1

INMATE	NAME				STARTING BALANCE
NUMBER	LAST	FIRST	MI		
DS8353	POTOPOWICZ	MICHAEL	J		55.85

BATCH #	DATE MO DY YEAR	TRANSACTION DESCRIPTION	TRANSACTION AMOUNT	BALANCE AFTER TRANSACTION
9010	10-02-2000 34	RADIO/TV		
		BASIC CABLE TV AND HBO	-10.85	45.00
8277	10-03-2000 32	ROC COMMISSARY		
		FOR 10/03/2000	-44.79	.21
1175	10-11-2000 37	POSTAGE		
		OCTOBER	-.54	-.33
1186	10-12-2000 37	POSTAGE		
		OCTOBER	-.81	-1.14
1196	10-13-2000 37	POSTAGE		
		OCTOBER	-.81	-1.95
1209	10-16-2000 10	MAINTENANCE PAYROLL		
		WAGES - SEPTEMBER 2000	14.40	12.45
8291	10-17-2000 32	ROC COMMISSARY		
		FOR 10/17/2000	-12.12	.33
1228	10-18-2000 37	POSTAGE		
		OCTOBER	-3.20	-2.87
1242	10-19-2000 13	PERSONAL GIFT FROM		
		DENNIS POTOPOWICZ #888002	50.00	47.13
8298	10-24-2000 32	ROC COMMISSARY		
		FOR 10/24/2000	-30.33	16.80
1341	10-31-2000 36	PRINTED MATERIALS		
		RURAL PROPERTY BULLETIN	-16.00	.80
1349	11-01-2000 41	MEDICAL		
		CO-PAY (10-30-00)	-6.00	-5.20
9011	11-02-2000 34	RADIO/TV		
		BASIC CABLE TV AND HBO	-10.85	-16.05
1390	11-07-2000 13	PERSONAL GIFT FROM		
		DENNIS POTOPOWICZ #892568	50.00	33.95
1419	11-13-2000 10	MAINTENANCE PAYROLL		
		WAGES (OCTOBER)	15.12	49.07
1422	11-14-2000 37	POSTAGE		
		NOVEMBER	-2.75	46.32
8319	11-14-2000 32	ROC COMMISSARY		
		FOR 11/14/2000	-30.54	15.78
1452	11-16-2000 37	POSTAGE		
		NOVEMBER	-16.47	-.69
1515	11-27-2000 13	PERSONAL GIFT FROM		
		DENNIS POTOPOWICZ #880658	50.00	49.31
8333	11-28-2000 32	ROC COMMISSARY		
		FOR 11/28/2000	-48.67	.64
9012	12-04-2000 34	RADIO/TV		
		BASIC CABLE TV AND HBO	-10.85	-10.21
1617	12-11-2000 13	PERSONAL GIFT FROM		
		POTPOWICZ, D #E652587	50.00	39.79

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INMATE ACCOUNTS SYSTEM
PARTIAL ACCOUNT LISTING
FROM PURGE FILE

RUN IAS365
DATE 5/04/2001
PAGE 2

INMATE	NAME		
NUMBER	LAST	FIRST	MI
DS8353	POTOPOWICZ	MICHAEL	J

BATCH #	DATE MO DY YEAR		TRANSACTION DESCRIPTION	TRANSACTION AMOUNT	BALANCE AFTER TRANSACTION
1621	12-11-2000	10	MAINTENANCE PAYROLL		
			WAGES - NOVEMBER 2000	13.68	53.47
8347	12-12-2000	32	ROC COMMISSARY		
			FOR 12/12/2000	-48.55	4.92
8354	12-19-2000	32	ROC COMMISSARY		
			FOR 12/19/2000	-2.58	2.34
1728	12-27-2000	41	MEDICAL		
			CO-PAY 12-22-00	-4.00	-1.66
1742	12-27-2000	38	INSIDE PURCHASES		
			LIBRARY COPIES - DECEMBER	-.10	-1.76
1742	12-27-2000	38	INSIDE PURCHASES		
			LIBRARY COPIES - DECEMBER	-1.20	-2.96
1742	12-27-2000	38	INSIDE PURCHASES		
			LIBRARY COPIES - DECEMBER	-1.10	-4.06
BALANCE AFTER THESE TRANSACTIONS----->					-4.06

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INMATE ACCOUNTS SYSTEM
PARTIAL ACCOUNT LISTING
FROM ACTIVE FILE

RUN IAS365
DATE 5/04/2001
PAGE 1

INMATE NUMBER	NAME LAST	FIRST	MI	STARTING BALANCE
DS8353	POTOPOWICZ	MICHAEL	J	-4.06

BATCH #	DATE MO DY YEAR	TRANSACTION DESCRIPTION	TRANSACTION AMOUNT	BALANCE AFTER TRANSACTION
9101	01-04-2001	34 RADIO/TV		
		BASIC CABLE TV AND HBO	-10.85	-14.91
1809	01-08-2001	13 PERSONAL GIFT FROM		
		POTOPOWICZ, DENNIS #E894888	50.00	35.09
8009	01-09-2001	32 ROC COMMISSARY		
		FOR 1/09/2001	-27.79	7.30
1855	01-16-2001	37 POSTAGE		
		JANUARY	-11.05	-3.75
1859	01-16-2001	10 MAINTENANCE PAYROLL		
		DECEMBER WAGE 2000	17.40	13.65
9102	02-01-2001	34 RADIO/TV		
		BASIC CABLE TV AND HBO	-10.85	2.80
2066	02-12-2001	10 MAINTENANCE PAYROLL		
		JANUARY 2001 WAGES	8.76	11.56
9103	03-01-2001	34 RADIO/TV		
		BASIC CABLE TV AND HBO	-10.85	.71
9104	04-02-2001	34 RADIO/TV		
		BASIC CABLE TV AND HBO	-10.85	-10.14
2452	04-05-2001	37 POSTAGE		
		APRIL	-3.81	-13.95
2494	04-11-2001	13 PERSONAL GIFT FROM		
		POTOPOWICZ, D #F309817	50.00	36.05
2516	04-12-2001	36 PRINTED MATERIALS		
		OWNER	-2.00	34.05
8106	04-16-2001	32 ROC COMMISSARY		
		FOR 4/17/2001	-25.84	8.21
8107	04-17-2001	32 ROC COMMISSARY		
		FOR 4/17/2001	-3.81	4.40
2556	04-19-2001	37 POSTAGE		
		APRIL	-1.39	3.01
2557	04-19-2001	38 INSIDE PURCHASES		
		LIBRARY COPIES - APRIL	-2.90	.11
2608	04-27-2001	13 PERSONAL GIFT FROM		
		POTOPOWICZ, DENNIS #F086632	100.00	100.11
8121	05-01-2001	32 ROC COMMISSARY		
		FOR 5/02/2001	-24.34	75.77
2660	05-03-2001	36 PRINTED MATERIALS		
		JC WHITNEY	-24.94	50.83
9105	05-03-2001	34 RADIO/TV		
		BASIC CABLE TV AND HBO	-10.85	39.98
2661	05-04-2001	37 POSTAGE		
		MAY	-5.15	34.83
2665	05-04-2001	14 MISCELLANEOUS		
		REFUND FEBRUARY CABLE SERVICE	10.85	45.68

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BUREAU OF COMPUTER SERVICES
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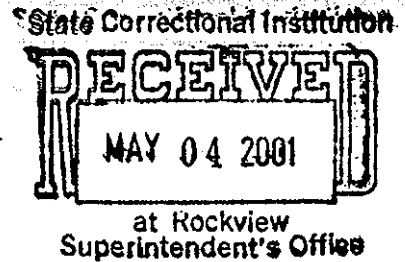
INMATE ACCOUNTS SYSTEM
PARTIAL ACCOUNT LISTING
FROM ACTIVE FILE

RUN IAS365
DATE 5/04/2001
PAGE 2

INMATE NUMBER	NAME LAST	FIRST	MI
DS8353	POTOPOWICZ	MICHAEL	J

BATCH #	DATE MO DY YEAR	TRANSACTION DESCRIPTION	TRANSACTION AMOUNT	BALANCE AFTER TRANSACTION
2665	05-04-2001 14	MISCELLANEOUS REFUND MARCH CABLE SERVICE	10.85	56.53
BALANCE AFTER THESE TRANSACTIONS----->				56.53

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA



IN RE: : Civil Action No. 1:01-cv-00749
:
Inmate: Michael J. Potopowicz :
:
ID Number: DS 8353 :

FILED
SCRANTON

MAY 01 2001

PER LMC
DEPUTY CLERK

ADMINISTRATIVE ORDER

The individual identified above has initiated a civil complaint in the U.S. District Court for the Middle District of Pennsylvania. The filing fee for this action is \$150.00.

Pursuant to the Prison Litigation Reform Act and Standing Order No. 96-1 of this court, the Superintendent/Warden of the institution where this inmate is incarcerated is directed to furnish the court and the inmate with a certified copy of the statement for the past six months of the prisoner's trust fund account (or institutional equivalent). The Superintendent/Warden is also directed to remit from the prisoner's account, in monthly installments, the full \$150.00 fee.

As soon as funds are available in the inmate's prison account, the Superintendent/Warden shall submit an initial partial payment of 20 percent of the greater of:

- (1) the average monthly deposits to the inmate's prison account for the past six months, or
- (2) the average monthly balance in the inmate's prison account for the past six months.

The remittance must be accompanied by a statement of the calculations used to arrive at the amount, a copy of which you shall furnish to the inmate.

After the initial payment, if there remains any unpaid fee due and

owing the Court, the Superintendent/Warden in any institution where the inmate is incarcerated is required by law to set aside and remit on a monthly basis 20 percent of the preceding month's deposits credited to the prisoner's account until the filing fee has been paid in full. Each time a deposit is made to the inmate's account, the Superintendent/Warden shall set aside the deposit immediately before any disbursement is made by the inmate, until an amount equal to 20 percent of the previous month's deposits is obtained. When the 20 percent amount is obtained, it shall be transmitted in one monthly payment to the Clerk. Each payment shall be clearly identified by the name of the prisoner and the number assigned to this action.

Payments must be made payable to "Clerk, U.S. District Court" and transmitted to:

U.S. District Court
P.O. Box 1148
Scranton, PA 18501-1148

In the event the plaintiff is transferred to a different correctional facility before the full filing fee is paid, you must forward this Administrative Order to the Superintendent/Warden of the receiving institution. This Order will be binding on the Superintendent/Warden of any correctional facility where the prisoner is incarcerated until the filing fee is paid in full.

MARY E. D'ANDREA
Clerk of Court

By: MARY E. D'ANDREA
Deputy Clerk

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DATE: May 1, 2001